

5/37/103



United States Department of the Interior

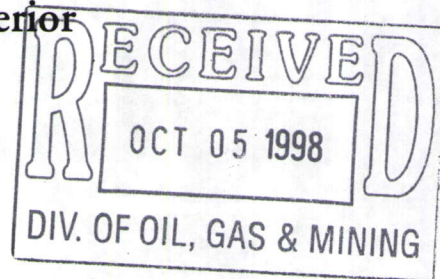
BUREAU OF LAND MANAGEMENT

Moab District

San Juan Resource Area

P.O. Box 7

Monticello, Utah 84535



UTU-74617

(UT-069)

OCT - 1 1998

Mr. Boyd Bradford
240 West 500 South 63-9
Blanding, Utah 84511

Re: Return of Certificate of Financial Guarantee and Professional Engineer's Certificate pertaining to Notice of Intention to Commence Small Mining Operation UTU-74617 (S/037/103), Calvyn Bradford, Joker Mine, Bradford Canyon, San Juan County, Utah.

Dear Mr. Bradford:

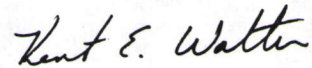
On January 27, 1998, you submitted the subject Notice covering your activities on Bureau of Land Management (BLM) administered lands pursuant to 43 CFR 3809.1-3. In submitting that Notice, you also complied with the provisions of 43 CFR 3809.1-9(a) and (c). These provisions were put into place by the February 28, 1997 amendments to the 43 CFR 3809 regulations (62 FR 9093). The amended regulations at 43 CFR 3809.1-9(a) required all operators who proposed and conducted Notice level operations to provide the BLM with a certification of the existence of a financial guarantee in the amount of one hundred percent of the costs of reclamation and a Professional Engineer's certification of the correctness of those estimated costs.

On May 13, 1998, in the case of Northwest Mining Association v. Babbitt, No.97-1013 (D.D.C), the U.S. District Court for the District of Columbia remanded to BLM the February 28, 1997 bonding amendments (published at 62 Federal Register 9093) to the 43 CFR 3809 regulations. The decision of the Court was not appealed. Because of the Court's decision, the February 28, 1997 regulations are no longer in force and the previous regulations now apply. Under the previous regulations, no bonds are required for an operation of your type or size. Thus, the materials you submitted with your Notice in compliance with the February 28, 1998 regulations are no longer necessary for compliance with the regulations. Accordingly, they are returned to you for your disposition. These materials are enclosed.

You are required to reclaim the area disturbed by your activity to the standards of the regulations (see previous regulations at 43 CFR 3809.1-3(d)). A failure to do so will result in the issuance of a notice of noncompliance pursuant to 43 CFR 3809. You are reminded of the continued need

to comply with the provisions of 43 CFR 3715, even if your use and activity does not involve the existence of a structure that constitutes an occupancy (see 43 CFR 3715.5(a) and (b)).

Sincerely,

A handwritten signature in black ink that reads "Kent E. Walter". The signature is written in a cursive style with a large, stylized 'K' and 'W'.

Kent E. Walter
Area Manager

3 Enclosures

- 1- Certification of Financial Guarantee
- 2- Reclamation Cost Estimation Sheet
- 3- Professional Engineer's Certification

cc: UDOGM
1594 E North Temple, Suite 1210
Box 145801
Salt Lake City, UT 84114-5801